for two switching functions -- a tandem switching function and an end office switching function -- when the traffic is only switched one time on a CLEC's network, and to treat loop plant as if it were transport between two CLEC end offices, when the CLEC simply does not have two end offices. Rather than guaranteeing CLECs that they will be paid for such "phantom" network components, Sprint believes the better course of action is as suggested in its petition for reconsideration: if symmetrical compensation is used, the CLEC should receive only the ILEC local switching charge when the CLEC uses only one switch to serve an area, and all plant between the CLEC's switch and its customer premises should be treated as loop plant. In cases where the CLEC believes that the resulting compensation would not adequately cover its added costs of transporting and terminating interconnected traffic received from an ILEC, it would be entitled to asymmetrical transport and termination rates based on its own costs.

VI. ACCESS TO RIGHTS-OF-WAY (¶¶1119-87)

WinStar (at 3-9) argues that wireless carriers are entitled to access to rooftops and related riser conduit owned or controlled by utilities. It would appear that WinStar seeks access to rooftops not only of ILEC buildings that house transmission facilities (such as switch locations) but any ILEC building, including a warehouse or an office building that is unrelated to the ILEC's transmission facilities. A

sentence in ¶1185, quoted by WinStar at 5, is the conclusive answer to WinStar's argument:

> The intent of Congress in §224(f) was to permit cable operators and telecommunications carriers to "piggy-back" along distribution networks owned or controlled by utilities, as opposed to granting access to every piece of equipment or real property owned or controlled by the utility.

While the conduit or right-of-way over which transmission facilities are placed may be a utility-controlled bottleneck facility, no utility has a "bottleneck" over rooftops in general. If a particular utility building does not relate to the "distribution network" of the utility, then Sprint fails to see any basis for requiring ILECs to make space available on that rooftop to a wireless carrier.

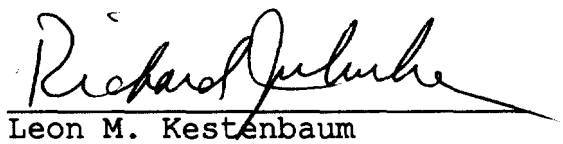
VII. THE IMPOSITION OF ILEC OBLIGATIONS ON CLECS (¶¶1247-48)

Sprint opposes PUCO's argument (at 3-6) that states should be free to impose the obligations of §251(c) on new entrants. Although Sprint agrees with PUCO that the states are free, within the restraints of the Act, to regulate competitive entrants into local service in a manner that is consistent with the public interest, the Commission correctly found in ¶¶1247-48 that allowing states to impose on CLECs the obligations that were specifically reserved by Congress for incumbent LECs would be inconsistent with the Act unless or

until this Commission deems it appropriate to reclassify new entrants as ILECs, as permitted by §241(h)(2).

Respectfully submitted,

SPRINT CORPORATION



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October 31, 1996

CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of October, 1996 a true copy of the "Opposition of Sprint to Petitions for Reconsideration" was sent via first-class mail, postage-prepaid, or hand delivered to the following parties listed below.

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